

State of California
Business, Transportation and Housing Agency
Department of Transportation

HIGHWAY RIGHT OF WAY MATTERS
Resolutions of Necessity
Action Item: 2.4 b

CTC Meeting: July 11-12, 2001

Prepared By:
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Original Signed By
W. J. EVANS
Chief Financial Officer
July 1, 2001

RESOLUTIONS OF NECESSITY

For each of the proposed resolutions, the property owners are not contesting the following findings contained in Section 1245.230 of the Code of Civil Procedure:

1. The public interest and necessity require the project.
2. The project is planned to provide the greatest public good with the least private injury.
3. This property is required for the proposed project.
4. An offer to purchase the property in compliance with Government Code Section 7267.2 has been made to the owner of record.

The only remaining issues with the property owners are related to compensation.

The Department of Transportation recommends the California Transportation Commission adopt Resolutions of Necessity C-18301 through C-18302 and C-18304 through C-18309. Discussions have taken place with all the owners, each of whom has been offered the full amount of the Department's appraisal and, where applicable, advised of any relocation assistance benefits to which the owner may subsequently be entitled. Adoption of the resolutions will not interrupt our efforts to secure equitable settlement. In accordance with statutory requirements, each owner has been advised that the Department is requesting the resolution at this time. Adoption will assist the Department in the continuation of the orderly sequence of events required to meet construction schedules.

C-18301 Josephine Williams

03-Sac-80-PM 2.3/8.3- Parcel 032582 – E.A. 282909 (Freeway) Authorizes condemnation of a permanent easement for waterline, located in the city of Sacramento at 2222 Coroval Drive.

C-18302 Efrain A. Linares, et ux

06-Fre-180-KP R99.7- Parcel 83915-1,2,3 – E.A. 342429 (Freeway) Authorizes condemnation of land in fee for a State highway, extinguishment of abutter's rights of access, a temporary easement for highway construction, a permanent easement for pedestrian use, all of those certain improvements which straddle the right of way line with an easement to enter the remaining ownership to remove such improvements, located in the city of Fresno, California at 815 North Peach.

C-18304 City of Los Angeles (Port of Los Angeles)

07-LA-1-PM 15.1- Parcel 76096 and 76097 – E.A. 145509 (Conventional Highway) Authorizes condemnation of permanent easements for highway purposes, all of those certain improvements which straddle the right-of-way line with an easement to enter the remaining ownership to remove such improvements, located in the city of Los Angeles at the north side of Pacific Coast Highway at Alameda Street, in the area commonly known as Wilmington.

C-18305 Wilson Chen, et ux

08-SBD-18-KP 126.5- Parcel 18287-1 – E.A. 447702 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located in the city of Lucerne Valley at the southwest corner of Highway 18 and High Road.

C-18306 McDougal Bros.

08-SBD-38-PM 7.73/8.23- Parcel 17475-1 and 17476-1 – E.A. 440309 (Conventional Highway) Authorizes condemnation of land in fee for a State highway, located in the city of Yucaipa at (17475-1) north side of Route 38, west of Bryant Street and (17476-1) south side of Route 38, west of Bryant Street. .

C-18307 Craig R. Dambacher , et al

10-Tuo-108-KP 6.968/6.984- Parcel 14043-C,D & 14237-C,D – E.A. 340419 (Conventional Highway) Amends Resolution No. C-17930, adopted December 8, 1999, which authorized condemnation of fee and permanent easement for highway construction. This Amendment adds two (2) permanent easements and two (2) temporary construction easements for utility relocation purposes to be conveyed to Tuolumne Utilities District, located along Peaceful Valley Road, east of Sonora.

C-18308 Westbrook Torrey Hills, L.P.

11-SD-5-KP 52.5-53.5- Parcels 31026, 31027, 31029, 31030, 31031, 31032-1,2, 31033, 31034-1,2, 31199 – E.A. 0301U9 (Freeway) Authorizes condemnation of land in fee for a State highway, four temporary easements for highway construction, extinguishment of abutter's right of access, located in the city of San Diego between Carmel Mountain Road and Sorrento Valley Blvd., east of Interstate-5.

C-18309 Cuyamaca Properties, LLC

11-SD-52-KP 26.0- Parcel 27035 – E.A. 010612 (Freeway) Authorizes condemnation of land in fee for a State highway, excess land in fee to which the owner has consented, located in the city of Santee at 9851 Buena Vista Avenue.